IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 12709 of 1998

Between:

K.Anjaneyulu S/o Narasimhulu
Ramakrishna Wines, Yallur Allagadda, Kurnool District

..... PETITIONER

AND

1 The Assistant Commisioner of Prohibition and Excise
Kurnool, Kurnool Distirict.
2 Prohibition and Excise Inspector,
Allagadda, Kurnool Distirct.
3 The Sub-Divisional Prohibition and Excise Officer,
Nandyal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction one in the nature of Writ of Mandamus to declare the impugned order of the 2nd Respondent dt. 20/04/1998 as illegal, void arbitrary and without jurisdiction and offends of the article 14 of the Constitution of India.

Counsel for the Petitioner: MR.M.B.THIMMA REDDY (not present)

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following:

ORDER:

This writ petition is filed questioning the notice, dated 20-04-1998, issued directing the petitioner to shift his wine shop to some other place on the ground that it is within 100 metres to a temple and school and hence it is in contravention of Rule 6 (1) of A.P. (I.L & F.L) Retail sale conditions of licence Rules, 1993.

This Court, while admitting the writ petition, by order dated 01-05-1998, suspended the impugned notice.

Today, when the matter is taken up, none appeared for the petitioner and the learned Government Pleader for Prohibition and Excise appearing for the respondents submits that no further orders are required in this writ petition and the matter has become infructuous.

In the circumstances, the writ petition is dismissed as having become infructuous. No order as to costs.

_____

N.V.RAMANA, J

Dated March 16, 2005.

TVK

To

1 The Assistant Commisioner of Prohibition and Excise
Kurnool, Kurnool Distirict.
2 The Prohibition and Excise Inspector, Allagadda, Kurnool Distirct.
3 The Sub-Divisional Prohibition & Excise Officer,
Nandyal, Kurnool District.

4. 2 CCs to G.P. for Prohibition and Excise, High Court Buildings, Hyderabad. (OUT)

5 2 CD copies

*Form-NIC-OGS/WP{**VEENA**}*